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PATENT  
ATTORNEY DOCKET NO. 013306-5003 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Ian Duncan RUBIN *et al.*

Application No.: 09/891,615

Filed: June 27, 2001

For: *Extracts, Compounds And  
Pharmaceutical Compositions Having  
Anti-Diabetic Activity And Their Use*

Group Art Unit: 1654

Examiner: Michele C. Flood

Commissioner for Patents  
Washington, D.C. 20231

Sir:

**RESPONSE TO RESTRICTION REQUIREMENT**  
**TRANSMITTAL FORM**

1. Transmitted herewith is an Amendment and Response to the Restriction Requirement dated November 29, 2002.

2. Additional papers enclosed:

- ☐ Information Disclosure Statement  
☐ Form PTO-1449  
☐ Citations

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

☐ Applicants believe that no extension of time is required.

☒ Applicants petition for an extension of time, the fees for which are set out in 37 CFR § 1.17(a), for the total number of months checked below:

Total Months Requested	Fee for Extension	[Fee for Small Entity]
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 410.00	\$205.00
<input checked="" type="checkbox"/> three months	\$ 930.00	\$465.00
<input type="checkbox"/> four months	\$1,450.00	\$725.00

If an additional extension of time is required, please consider this a Petition therefor.

[ ] An extension for \_\_ months has already been secured and the fee paid therefor of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

[x] **EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to **Deposit Account 50-0310**. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Payment

[X] The Commissioner is hereby authorized to charge \$930.00 for a three-month extension of time fee due to **Deposit Account No. 50-0310**.

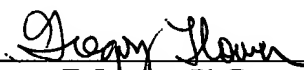
[ ] The Commissioner is hereby authorized to charge for any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to **Deposit Account 50-0310**.

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

Dated: March 28, 2003

By:

  
Gregory T. Lowen, Ph.D.  
Reg. No. 46,882

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